

**Notice of Allowability**

Application No.

09/490,061

Examiner

HUNG Q. PHAM

Applicant(s)

KAWAOKA, YOSHIKI

Art Unit

2168

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 03/28/07.
2. ☒ The allowed claim(s) is/are 7-26.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

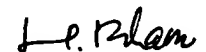
\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- ☐ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
- ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
- ☐ Notice of Informal Patent Application
- ☒ Interview Summary (PTO-413), Paper No./Mail Date 20070605.
- ☒ Examiner's Amendment/Comment
- ☒ Examiner's Statement of Reasons for Allowance
- ☐ Other \_\_\_\_\_

  
HUNG Q PHAM  
Primary Examiner  
Art Unit: 2168

### EXAMINER'S AMENDMENT

- An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with applicants' representative, Richard Anderson, on 05/28/07.

- In the Claims filed on 03/28/07, please  
REPLACE claims 7 and 10 by the set of claims 7 and 10, which was amended by examiner (without underlined and cross marked) as below:

7. *A computer readable memory containing instruction executed by a computer to perform a method of recording an image file that has been recorded on a first loadable and removable recording medium on a second loadable and removable recording medium that contains one or more image files, the method comprising:*

*reading out, from the second loadable and removable recording medium, file-number of the last recorded image file of the one or more images files;*

*incrementing the file-number read out from the second loadable and removable recording medium;*

*reading out the image file that has been recorded on the first loadable and removable recording medium;*

*generating a new file name for the read out image file by changing file name of the image file that has been read out of the first loadable and removable recording medium to the incremented file-number;*

*recording the read out image file and the generated new file name on the second loadable and removable recording medium without checking for duplicate file names in the second loadable and removable recording medium.*

10. *An image file method in a image file apparatus for recording an image file that has been recorded on a first loadable and removable recording medium on a second loadable and removable recording medium that contains one or more image files, comprising the steps of:*  
*reading out, from the second loadable and removable recording medium, file-number of the last recorded image file of the one or more images files;*  
*incrementing the read out file-number from the second loadable and removable recording medium;*  
*reading out the image file that has been recorded on the first loadable and removable recording medium;*  
*generating a new file name for the read out image file by changing file name of the image file that has been read out of the first loadable and removable recording medium to the incremented file-number;*  
*recording the read out image file and the generated new file name on the second loadable and removable recording medium without checking for duplicate file names in the second loadable and removable recording medium.*

#### REASONS FOR ALLOWANCE

- The following is an examiner's statement of reasons for allowance:

The primary reason for the allowance of the claims in this case is the inclusion of the steps of *reading out, from the second loadable and removable recording medium, file-number of the last recorded image file of the one or more images files, incrementing the read out file-number from the second loadable and removable recording medium and generating a new file name for the read out image file by changing file name of the image file that has been read out of the first loadable and removable recording medium to the incremented file-number* now included in all the independent claims, in combination with the other elements recited, which is not found in the prior art of records.

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- Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Contact Information***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to HUNG Q. PHAM whose telephone number is 571-272-4040. The examiner can normally be reached on Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, TIM T. VO can be reached on 571-272-3642. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



HUNG Q PHAM  
Primary Examiner  
Art Unit 2168

June 5, 2007